

SEYFARTH SHAW LLP  
Jay W. Connolly (SBN 114725)  
jconnolly@seyfarth.com  
Giovanna A. Ferrari (SBN 229871)  
gferrari@seyfarth.com  
Joseph J. Orzano (SBN 262040)  
jorzano@seyfarth.com  
560 Mission Street, 31st Floor  
San Francisco, California 94105  
Telephone: (415) 397-2823  
Facsimile: (415) 397-8549

Attorneys for Defendants  
WHOLE FOODS MARKET CALIFORNIA, INC.,  
and MRS. GOOCH'S NATURAL FOOD MARKETS,  
INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MARY GARRISON and GRACE  
GARRISON, individually, and on behalf of all  
others similarly situated,

Plaintiffs,

v.

WHOLE FOODS MARKET CALIFORNIA,  
INC., MRS. GOOCH'S NATURAL FOODS  
MARKET, INC., WHOLE FOODS MARKET  
ROCKY MOUNTAIN/SOUTHWEST, L.P.,  
and WHOLE FOODS MARKET PACIFIC  
NORTHWEST, INC.,

Defendants.

Case No. 4:14-CV-00334 VC

**STIPULATION AND ~~PROPOSED~~  
INITIAL SCHEDULING ORDER**

Pursuant to Local Rule 7-12, Plaintiffs MARY GARRISON and GRACE GARRISON, individually, and on behalf of all others similarly situated (collectively "Plaintiffs"), on the one hand, and Defendants WHOLE FOODS MARKET CALIFORNIA, INC. and MRS. GOOCH'S NATURAL FOOD MARKETS, INC. (collectively "Defendants"), by and through their undersigned counsel, hereby stipulate as follows:

///

1 WHEREAS, on July 29, 2014, the Parties appeared for a case management conference  
2 before the Court.

3 WHEREAS, at the case management conference, the Parties discussed with the Court an  
4 updated proposed initial litigation schedule to include an initial phase of fact discovery directed  
5 to information necessary to prepare for a private mediation.

6 WHEREAS, after hearing from the Parties, the Court requested that the Parties submit a  
7 stipulation and proposed initial scheduling order consistent with the Parties' proposal.

8 IT IS THEREFORE STIPULATED that:

9 1. The Parties shall exchange initial disclosures on or before August 18, 2014;

10 2. The Parties shall have until December 15, 2014 to engage in an initial phase of  
11 written fact and document discovery focused on information necessary to prepare for mediation  
12 and complete the deposition of Plaintiffs;

13 3. The Parties shall participate in a private mediation on or before February 2, 2015;  
14 and

15 4. The Parties shall appear for a further case management conference if necessary on  
16 February 10, 2015 or as soon thereafter as is convenient for the Court, with a Joint Case  
17 Management Conference Statement due no later than one week before the Conference.

18 IT IS SO STIPULATED.

19 DATED: August 1, 2014

SEYFARTH SHAW LLP

20 By: \_\_\_\_\_

21 Jay W. Connolly  
22 Giovanna A. Ferrari  
23 Joseph J. Orzano

24 Attorneys for Defendant  
25 WHOLE FOODS MARKET CALIFORNIA,  
26 INC. and MRS. GOOCH'S NATURAL FOOD  
27 MARKETS, INC.  
28

1 DATED: August 1, 2014

SCOTT COLE & ASSOCIATES, APC

2 By: \_\_\_\_\_

3 Matthew R. Bainer  
4 Molly a. DeSario  
Courtland W. Creekmore

5 Attorneys for Plaintiffs  
6 MARY GARRISON and GRACE  
GARRISON, individually and on behalf of all  
7 other similarly situated

8 ~~PROPOSED~~ ORDER

9 PURSUANT TO STIPULATION, IT IS SO ORDERED.

10 1. The Parties shall exchange initial disclosures on or before August 18, 2014;

11 2. The Parties shall have until December 15, 2014 to engage in an initial phase of  
12 written fact and document discovery targeted to information necessary to prepare for mediation  
13 and complete the depositions of Plaintiffs;

14 3. The Parties shall participate in a private mediation on or before February 2, 2015;  
15 and

16 4. The Parties shall appear for a Further Case Management Conference if necessary  
17 on February 10, 2015 or as soon thereafter as is convenient for the Court. An updated Joint Case  
18 Management Statement shall be due no later than one week before the Conference.

19  
20 DATED: August 1, 2014

  
21 HON. VINCE CHHABRIA  
United States District Court Judge

22 17675995v.2